

AN ORDINANCE**BY TRANSPORTATION COMMITTEE**

AN ORDINANCE TO ANTICIPATE AND APPROPRIATE GRANT FUNDS IN THE AMOUNT OF \$6,308,300 TO BE RECEIVED FROM THE FEDERAL AVIATION ADMINISTRATION'S OFFER VIA A LETTER OF INTENT "#L02-2009 PAYMENT #9" IDENTIFYING GRANT AGREEMENT 3-13-0008-81 FOR PAYMENT OF THE PRINCIPAL ON THE 2004 PASSENGER FACILITY CHARGE BOND AND SUBORDINATE LIEN REVENUE BONDS ISSUED TO PAY CAPITAL COSTS ASSOCIATED WITH THE PROJECT TO CONSTRUCT THE COMMUTER RUNWAY 10/28 (6,000 FEET x 150 FEET) AND ASSOCIATED TAXIWAYS (SITE PREPARATION-PHASE 1J); AND FOR OTHER PURPOSES.

WHEREAS, the City issued bonds on behalf of the Department of Aviation for the design and construction of Runway 10-28 (5th Runway) and other purposes at the Hartsfield-Jackson Atlanta International Airport (Airport); and

WHEREAS, the Federal Aviation Administration (FAA) announced its intentions in accordance with the provisions of Section 4711(e) Title 49, as amended in the United States Code, to obligate funds from future budget authority to issue grants to pay the City for the United States share of allowable costs (75%) at the Hartsfield-Jackson Atlanta International Airport for the project described as "Construct Commuter Runway 10/28 (6000 ft. x 150 ft.) and Associated Taxiways (Site Preparation Phase 1J)"; and

WHEREAS, the FAA's Letter of Intent (LOI) states a maximum obligation of the United States payable under this offer is \$6,308,300; and

WHEREAS, the grant funds are to be used to pay against debt service expenses with respect to the Series 2004 E associated with the Capital Improvement Plan that includes among other things, the planning, design, construction and equipping of (i) the Maynard Jackson International Terminal; (ii) the addition of the 5th runway, associated taxiways and other airfield projects, and (iii) additions and improvements to the existing passenger terminal complex (collectively, the "2004 Project"); and

WHEREAS, the LOI FAA Grant Agreement 3-13-0008-77 is to pay against debt service expenses associated with the "Construction of the Commuter Runway 10/28 (6000 ft. x 150 ft.) and Associated Taxiways (Site Preparation Phase 1J)"; and

WHEREAS, the City must legislatively anticipate and appropriate grant funds associated with Grant Agreement 3-13-0008-81 and properly position said funding to enable debt service payments associated with the "Construction of the Commuter Runway 10/28 (6000 ft. x 150 ft.) and Associated Taxiways (Site Preparation Phase 1J)".

NOW, THEREFORE, THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY ORDAINS AS FOLLOWS:

SECTION 1: That the FY 2008 Airport Renewal & Extension Fund Budget, Department of Aviation, is amended as follows:

ADD TO ANTICIPATIONS

2H21 631101 R21E0511AZ81	Federal/Grants Entitlements	\$6,308,300.00
--------------------------	-----------------------------	----------------

ADD TO APPROPRIATIONS

2H21 762021 R21E0511AZ81	Operating Transfer to Fund 2H31	\$6,308,300.00
--------------------------	---------------------------------	----------------

SECTION 2: That the Chief Financial Officer be and is hereby authorized to pay \$6,308,300.00 from the Airport Renewal & Extension Fund 2H21 562021 R21E0511AZ81 to the 2004 Airport Passenger Facility Charge Bond Fund 2H31 492412 R21E0511AZ81.

SECTION 3: That the FY 2008-2004 Airport Passenger Facility Charge Bond Fund Budget be amended as follows:

ADD TO ANTICIPATIONS

2H31 692412 R21E0511AZ81	Operating Transfers in from 2H21	\$6,308,300.00
--------------------------	----------------------------------	----------------

ADD TO APPROPRIATIONS

2H31 762016 R21E0511AZ81	Operating Transfer Out to 2H53	\$6,308,300.00
--------------------------	--------------------------------	----------------

SECTION 4: That the Chief Financial Officer be and is hereby authorized to pay \$6,308,300.00 from the 2004 Airport Passenger Facility Charge Bond Fund 2H31 562016 R21E0511AZ81 to the Airport Facility Revenue Bond Sinking Fund 2H53 492434 T65015.

SECTION 5: That the FY 2008 Airport Facility Revenue Bond Sinking Fund Budget be amended as follows:

ADD TO ANTICIPATIONS

2H53 692434 T65015	Operating Transfer from 2H31	\$6,308,300.00
--------------------	------------------------------	----------------

ADD TO APPROPRIATIONS

2H53 782007 T65015	Principal Due	\$6,308,300.00
--------------------	---------------	----------------

SECTION 6: That all ordinances or parts of ordinances in conflict herewith be and the same are hereby repealed.

RCS# 2278
8/18/08
4:00 PM

Atlanta City Council

REGULAR SESSION

CONSENT II

REFER

YEAS: 14
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 1
EXCUSED: 0
ABSENT 1

Y Smith	Y Archibong	Y Moore	Y Mitchell
Y Hall	Y Fauver	Y Martin	Y Norwood
Y Young	Y Shook	B Maddox	Y Willis
Y Winslow	Y Muller	Y Sheperd	NV Borders

CONSENT II

Legislative White Paper

Committee of Purview: Transportation
Council Meeting Date: July 2008
Legislation Title: Acceptance and Booking of FAA Grant # 81
Requesting Dept.: Department of Aviation
Contract Type:

Justification Statement: The FAA awarded Hartsfield-Jackson a Letter of Intent #L02-2009, Payment #9 (Grant #82). The FAA's maximum obligation in the award is not to exceed \$6,308,300 and is to represent 75% of the cost of the project, which is to Construct Commuter Runway 10/28 (6,000 ft. x 150 ft.) and Associated Taxiways (Site Preparation-Phase 1J). In order for the Department of Aviation (DOA) to officially receive the grant it must be formalized via approval by the Atlanta City Council. Additionally, the Department of Finance must gain Council's approval to allocate (budget) the funds per Aviation's request. Moreover, Finance may request the actual receipt of the funds on behalf of DOA from the FAA **only** after the City's legislative process has been completed.

Fund Account Center: 5502 3319001 R21E0511AZ81
Source of Funds: FAA - \$6,308,300
Term of Contract: N/A
Method of Cost Recovery: N/A
Approvals:
 DOF:
 DOL:

Prepared By: Antrameka Knight
Contact Number: 404-865-8475

Part II: Legislative White Paper: (This portion of the Legislative Request Form will be shared with City Council members and staff)

A. To be completed by Legislative Counsel:

Committee of Purview: Committee on Transportation

Caption: AN ORDINANCE TO ANTICIPATE AND APPROPRIATE GRANT FUNDS IN THE AMOUNT OF \$6,308,300 TO BE RECEIVED FROM THE FEDERAL AVIATION ADMINISTRATION'S OFFER VIA A LETTER OF INTENT "#L02-2009 PAYMENT #9" IDENTIFYING GRANT AGREEMENT 3-13-0008-81 FOR PAYMENT OF THE PRINCIPAL ON THE 2004 PASSENGER FACILITY CHARGE BOND AND SUBORDINATE LIEN REVENUE BONDS ISSUED TO PAY CAPITAL COSTS ASSOCIATED WITH THE PROJECT TO CONSTRUCT THE COMMUTER RUNWAY 10/28 (6,000 FEET x 150 FEET) AND ASSOCIATED TAXIWAYS (SITE PREPARATION-PHASE 1J); AND FOR OTHER PURPOSES.

Council Meeting Date: August 18, 2008

Requesting Dept.: Department of Finance

FAC Confirmed by:

B. To be completed by the department:

1. Please provide a summary of the purpose of this legislation (Justification Statement).

AN ORDINANCE TO ANTICIPATE AND APPROPRIATE GRANT FUNDS IN THE AMOUNT OF \$6,308,300 TO BE RECEIVED FROM THE FEDERAL AVIATION ADMINISTRATION'S OFFER VIA A LETTER OF INTENT "#L02-2009 PAYMENT #9" IDENTIFYING GRANT AGREEMENT 3-13-0008-81 FOR PAYMENT OF THE PRINCIPAL ON THE 2004 PASSENGER FACILITY CHARGE BOND AND SUBORDINATE LIEN REVENUE BONDS ISSUED TO PAY CAPITAL COSTS ASSOCIATED WITH THE PROJECT TO CONSTRUCT THE COMMUTER RUNWAY 10/28 (6,000 FEET x 150 FEET) AND ASSOCIATED TAXIWAYS (SITE PREPARATION-PHASE 1J); AND FOR OTHER PURPOSES.

2. Please provide background information regarding this legislation.

The FAA awarded Hartsfield-Jackson a Letter of Intent #L02-2009, Payment #9 (Grant #82). The FAA's maximum obligation in the award is not to exceed \$6,308,300 and is to represent 75% of the cost of the project, which is to Construct Commuter Runway 10/28 (6,000 ft. x 150 ft.) and Associated Taxiways (Site Preparation-Phase 1J). In order for the Department of Aviation (DOA) to officially receive the grant it

must be formalized via approval by the Atlanta City Council. Additionally, the Department of Finance must gain Council's approval to allocate (budget) the funds per Aviation's request. Moreover, Finance may request the actual receipt of the funds on behalf of DOA from the FAA only after the City's legislative process has been completed.

3. If Applicable/Known:

- (a) Contract Type (e.g. Professional Services, Construction Agreement, etc):
- (b) Source Selection:
- (c) Bids/Proposals Due:
- (d) Invitations Issued:
- (e) Number of Bids:
- (f) Proposals Received:
- (g) Bidders/Proponents:
- (h) Term of Contract:

4. Fund Account Center (Ex. Name and number):

Fund: _____ Account: _____ Center: _____

5. Source of Funds: Example: Local Assistance Grant FAA

6. Fiscal Impact: \$6,308,300

Example: This legislation will result in a reduction in the amount of _____ to Fund Account Center Number _____.

7. Method of Cost Recovery:

Examples:

- a. Revenues generated from the permits required under this legislation will be used to fund the personnel needed to carry out the permitting process.*
- b. Money obtained from a local assistance grant will be used to cover the costs of this Summer Food Program.*

This Legislative Request Form Was Prepared By: Antrameka Knight, submitted by LaShawn Gardiner, Ext. 6449

TRANSMITTAL FORM FOR LEGISLATION

TO: MAYOR'S OFFICE

ATTN: GREG PRIDGEON

Dept.'s Legislative Liaison: LaShawn Gardiner _____

Contact Number: 404-330-6449 _____

Originating Department: Department of Transportation _____

Committee(s) of Purview: Department of Transportation Committee _____

Chief of Staff Deadline: July 16, 2008 _____

Anticipated Committee Meeting Date(s): July 29-30, 2008 _____

Anticipated Full Council Date: August 18, 2008 _____

Legislative Counsel's Signature: _____

Commissioner Signature: E Raynes _____

Chief Procurement Officer Signature: _____

CAPTION AN ORDINANCE TO ANTICIPATE AND APPROPRIATE GRANT FUNDS IN THE AMOUNT OF \$6,308,300 TO BE RECEIVED FROM THE FEDERAL AVIATION ADMINISTRATION'S OFFER VIA A LETTER OF INTENT "#L02-2009 PAYMENT #9" IDENTIFYING GRANT AGREEMENT 3-13-0008-81 FOR PAYMENT OF THE PRINCIPAL ON THE 2004 PASSENGER FACILITY CHARGE BOND AND SUBORDINATE LIEN REVENUE BONDS ISSUED TO PAY CAPITAL COSTS ASSOCIATED WITH THE PROJECT TO CONSTRUCT THE COMMUTER RUNWAY 10/28 (6,000 FEET x 150 FEET) AND ASSOCIATED TAXIWAYS (SITE PREPARATION-PHASE 1J); AND FOR OTHER PURPOSES.

FINANCIAL IMPACT (if any): \$6,308,300
Mayor's Staff Only

Received by CPO: _____ Received by LC from CPO: _____
(date) (date)
Received by Mayor's Office: 7.9.08 _____ Reviewed by: _____
(date) (date)
Submitted to Council: _____
(date)